IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.V.K.BALI
&
THE HONOURABLE MR. JUSTICE M.RAMACHANDRAN

MONDAY, THE 1ST JANUARY 2007 / 11TH POUSHA 1928

WA.No.2418 of 2006

AGAINST THE ORDER IN I.A.NO.12181/2006 IN
W.P.(C).NO.20784/2006(Y) DATED 07/11/2006
.....

APPELLANTS: RESPONDENTS I.A. & PETITIONERS IN W.P.(C):-
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1. THE KERALA WATER AUTHORITY,
   REPRESENTED BY THE MANAGING DIRECTOR,
   JALA BHAVAN, THIRUVANANTHAPURAM.

2. THE SUPERINTENDING ENGINEER,
   P.H. CIRCLE OFFICE, KERALA WATER AUTHORITY,
   THRISSUR.

3. THE EXECUTIVE ENGINEER,
   P.H.DIVISION OFFICE, KERALA WATER AUTHORITY,
   THRISSUR DISTRICT.

4. THE ASSISTANT EXECUTIVE ENGINEER,
   KERALA WATER AUTHORITY, VADANAPPALLY P.O.,
   THRISSUR DISTRICT.

BY STANDING COUNSEL SRI.C.UNNIKRISHNAN.

RESPONDENT: PETITIONER IN I.A. & RESPONDENT IN W.P.(C):-

M.S.SREEKUMAR,
KALARICKAL HOUSE, MANAKULANGARA P.O.,
KODUKAVU.

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 01/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.K.Bali,C.J. & M.Ramachandran,J.

W.A.No.2418 of 2006 & C.M.Appln.No.1297 of 2006

Dated, this the 1st day of January, 2007

JUDGMENT

V.K.Bali,C.J. (Oral)

Delay condoned.

2. The impugned order passed by the learned Single Judge dated 7th November, 2006 came to be passed on the basis of the application filed by the workman under Section 17B of the Industrial Disputes Act. We have gone through the impugned order, from where it is clearly made out that despite several opportunities were given to the management-writ petitioner to file reply, no reply was filed. The averments made in the affidavit in support of the application, thus, remain uncontroverted. In these circumstances, the order cannot be faulted. No merits. Dismissed. The question raised in the writ petition is, however, left open. I.A.No.1235 of 2006 does not survive.

V.K.Bali
Chief Justice

M.Ramachandran
Judge

vku/-